

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2006-094197

05/25/2011

JUDGE PRO TEM KIP MICUDA  
FOR COMMISSIONER ALYSSON H. ABE

CLERK OF THE COURT  
L. Hart  
Deputy

IN RE THE MATTER OF  
CANDACE BROOKE LINIGER

CANDACE BROOKE LINIGER  
UP  
KENNETH A WINSBERG

AND

ROBERT TIENDA

ROBERT TIENDA  
5177 W VISTA AVE  
GLENDALE AZ 85301

DOCKET-FAMILY COURT-SE  
FAMILY COURT SERVICES-CCC  
JUDGE BEENE  
CANDACE BROOKE LINIGER  
2300 W SAN ANGELO AVE #2106  
GILBERT AZ 85233

**HEARING ON ORDER OF PROTECTION**  
**ORDER DISMISSED**

Courtroom: 404 SEF

4:02 p.m. This is the time set for Hearing on Order of Protection issued on July 9, 2010 out of Apache Junction Justice Court on behalf of Candace Liniger against Robert Tienda. Plaintiff, Candace Liniger, is present on her own behalf. Defendant, Robert Tienda, is present on his own behalf.

The Court has received and considered Plaintiff, Candace Liniger's, *Motion to Continue Order of Hearing Set for May 25, 2011* filed on May 19, 2011. There being no good cause appearing,

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**IT IS ORDERED** denying Plaintiff's motion.

Although Plaintiff, Candace Liniger's, address is protected in the court record, the Court notes that Mother filed a pleading on May 19, 2011 listing her address, which is now part of the court record.

**IT IS THEREFORE ORDERED** directing the Docketing Department and the File Room of the Office of the Clerk of the Court to unprotect and update Candace Liniger's address as above, as this address is now part of the court record.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Prior to commencement of proceedings, Candace Liniger and Robert Tienda are sworn.

**Plaintiff's Case:**

Candace Liniger testifies.

Plaintiff rests.

**Defendant's Case:**

Robert Tienda testifies.

Carmen Tienda is sworn and testifies.

Defendant rests.

Closing arguments are presented to the Court.

Based upon the matters presented herein,

**THE COURT FINDS** that Plaintiff has failed to demonstrate by a preponderance of the evidence that the Defendant committed acts of domestic violence or may commit acts of domestic violence.

**IT IS ORDERED** dismissing the Order of Protection issued on July 9, 2010.

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The Court advises parties that the Order of Protection was dismissed today based upon the evidence and testimony presented during today's hearing. In all emergency situations, parties should always call the police by dialing 911. Further, if the situation involves the health and welfare of children, parties can call CPS.

Both parties are served in open Court with a copy of the Hearing Order Dismissing Order of Protection by the above-named deputy clerk.

FILED: Hearing Order Dismissing Order of Protection.

If new situations arise in the future that involve domestic violence, parties can come back to court with a new petition, as new situations may warrant a new petition.

**LET THE RECORD REFLECT** that the above-named Deputy Clerk electronically quashed the Order of Protection at 4:33 p.m. this date (confirmation #42585).

Date Quashed:	May 25, 2011
Case No.:	FC2006-094197
Party name:	Robert Tienda
Type of Warrant/OOP/IAH:	Order of Protection
Date Issued:	July 9, 2010

**IT IS ORDERED** affirming the Trial/Evidentiary Hearing set for **October 17, 2011 at 10:00 p.m. before Judge Beene.**

4:35 p.m. Hearing concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE  
FEE CURRENTLY IN EFFECT**

This Courtroom uses an electronic recording system for the record. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

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If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least seven (7) days before the commencement of the proceedings.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.